

**Minutes of the 408th Regular Meeting
November 3, 1997
City of Camarillo, Council Chambers
601 Carmen Drive, Camarillo**

INTRODUCTION

1. The meeting was called to order by Chairman Coe at 9:05 a.m.

Board Members Present

Jack Coe, Charlotte Craven, Michael Keston, Marilyn Lyon, Hamid Nahai, Beth Rogers, John Slezak, Charles Vernon

Board Members Absent

Boyd Condie

Staff Present

Dennis Dickerson, Catherine Tyrrell, Jorge Leon, Robyn Shipley, Dennis Dasker, James Kuykendall, Hank Yacoub, Debbie Smith, Mark Pumford, Winnie Jesena, Joshua Workman, Shirley Birosik

Others Present

Mary Jane Forster, State Board Member
Carla Bard, Environmental Defense Center
Fini Littlejohn, self
John Hearne, Surfrider Foundation
Denny Aaburg, self
William Littlejohn, Malibu Colony
Association
B.J. Hansen
Glenn Hening, Surfrider Foundation
Patrick Rogan, Malibu Surfing Association
Jeff Harris, Environment Now
Jaqueline Lambrichts, self
Mary Frampton, Save Our Coast

Andy Yamamoto, Save Our Coast
Bob Purvey, Surfrider Foundation
Terry Tamminen, Santa Monica
BayKEEPER
David Beckman, NRDC
Mark Gold, Heal the Bay
Anthony Spina, National Marine Fisheries
Service
Joan House, City of Malibu
John Harlow, City of Malibu
Randal Orton, Las Virgenes Municipal
Water District

Norm Buehring, Las Virgenes Municipal
Water District
Jacque Gamble, Las Virgenes Municipal
Water District
Siu Cheung, Las Virgenes Municipal Water
District
Abigail Goldman, Los Angeles Times
James Ries, self
John Perenchio, Malibu Bay Co.
Janis Burns, Surfrider Foundation
Jim Ganzer, Surfrider Foundation
Janet MacPherson, self
Glenn Peterson, Las Virgenes Municipal
Water District
Kathy White, self
Jennifer Ito, self
Alex Gerosa, Heal the Bay
Mark Norflert, C.R.
Glenn Hening, Surfrider Foundation
Joan House, City of Malibu
D.R. Burkhart, Ojai Sanitation District
Lisa Dobbins, Heal the Bay

Pledge of Allegiance.

1. Roll Call.

A roll call was taken with all members present except for Boyd Condie, Beth Rogers, Mike Keston, and Marilyn Lyon. Members Rogers, Keston and Lyon arrived at 9:10, after the roll call vote was taken.

2. Order of Agenda.

It was recommended that an item be added to the agenda for the purpose of having Beth Rogers take the Oath of Office for reappointment to the Board serving in the Irrigated Agriculture category.

MOTION: By Mr. Craven, seconded by Mr. Slezak and approved on a voice vote.

3. Approval of Minutes of the Regular Meeting held on September 29, 1997.

MOTION: By Mr. Nahai, seconded by Ms. Craven, and approved on a voice vote.

4. Resolutions of Appreciation for Outgoing Board Member Charles Vernon.

Chairman Coe presented Mr. Vernon with a commendation letter from Governor Wilson, a Regional Board Resolution of Appreciation and a special Board plaque. Catherine Tyrrell presented Mr. Vernon with a gift from the Santa Monica Bay Restoration Project. Mary Jane Forster thanked Mr. Vernon for his many years of service to the Board and the Santa Monica Restoration Project. Each Board Member also thanked him for his 13 years of service to the Board.

5. Consideration of Board Meeting Schedule for 1998.

It was recommended the Board adopt the proposed Board Meeting Schedule for 1998. Ms. Craven made a motion to revise the September meeting date from September 21 to September 14 due to a holiday.

MOTION: By Ms. Craven, seconded by Mr. Keston and approved by a voice vote. Mr. Vernon abstained from voting.

6. Uncontested Items Calendar.

UNCONTESTED ITEMS

NPDES Requirements

Rescission

- 9.1 Arco Service Station #1691, Compton, CA0062286
- 9.2 Altadena Texaco Market, Long Beach, CA0062375
- 9.3 CK Realty & Management (Central Stocker LTD), Glendale, CA0059951
- 9.4 The Walt Disney Co., Burbank, CA0062626
- 9.5 Mobil Oil Corp. (Former Station #11-MYK), Long Beach, CA0062928
- 9.6 Shell Oil Co. (Station #Loc. WIC204-4155-1106), Lakewood, CA0061328
- 9.7 Arco Products Co., Inc. (Station #5028), Long Beach, CA0062405
- 9.8 Arco Products Co., Inc. (Station #1601), Long Beach, CA0062642
- 9.9 Mobil Oil Corp. (Station #11-MXY), Long Beach, CA0062910

Non-NPDES Requirements

New

- 10.1 Los Angeles County Department of Public Works (Debris Basins), Los Angeles County, 96-156

Rescission

- 10.2 Exxon Company, Wilmington, 93-075

It was recommended that uncontested items 9.1 - 9.9, and 10,1 - 10.2 be adopted.

MOTION: By Ms. Craven, seconded by Mr. Vernon, and approved on a voice vote.

PUBLIC FORUM

7. Public Forum.

Carla Bard of Environmental Defense Center gave a presentation to the Board expressing her concerns with the S.P. Milling Company sand and gravel pits in the Santa Clara River Channel.

It was recommended that staff investigate this matter and bring the information back to the Board by the next meeting.

Steve Fleishli of Heal the Bay gave a presentation to the Board informing them of pending legislative bills. He asked that the Board become familiar with these bills as they could have an impact on the Los Angeles Region.

Malibu Creek Watershed

8.1 Staff Briefing on Malibu Creek Watershed.

Staff member Shirley Birosik made a presentation to the Board updating them on the Malibu Creek Watershed issues.

Las Virgenes Municipal Water District (LVMWD) (Tapia Water Reclamation Facility), CA0056014

8.2. Consideration of NPDES Requirements - Renewal

8.3 Time Schedule Order for LVMWD (Tapia Water Reclamation Facility)

The Executive Assistant read the opening statement and the Chairman opened the public hearing. Staff member Dennis Dasker made a presentation to the Board recommending they adopt the proposed permit and time schedule order for the facility, including the proposed changes.

The Board paused for a break at 11:00 a.m. The meeting reconvened at 11:20 a.m.

Norm Buehring and Randal Orton of Las Virgenes Municipal Water District made a presentation to the Board requesting the Board adopt the proposed permit and time schedule order with their suggested modifications.

The following persons addressed the Board regarding this item:

- 1. John Harlow, Councilmember, City of Malibu*
- 2. Joan House, Mayor Pro Tem, City of Malibu*
- 3. Dr. Jeff Harris, Environment Now*
- 4. Anthony Spina, National Marines Fisheries Service*
- 5. Mark Gold, Heal the Bay*

The Board paused for a closed lunch session at 12:40 p.m. The meeting reconvened
at 1:40 p.m.

- 6. David Beckman, National Resource Defense Council*
- 7. Terry Tamminen, Santa Monica BayKEEPER*
- 8. Bob Purvey, Surfrider Foundation*
- 9. Carla Bard, Environmental Defense Center*
- 10. Andy Yamamoto, Save Our Coast*
- 11. Mary Frampton, Save Our Coast*
- 12. Patrick Rogan, Malibu Surfing Association*
- 13. Glenn Henning, Surfrider Association*
- 14. B.J. Hansen, Resident*
- 15. Janet MacPherson, Resident*
- 16. John Perechio, Malibu Bay Co.*
- 17. James Ries, Resident*
- 18. William Littlejohn, Resident*
- 19. Denny Bogg, Resident*
- 20. John Hearne, Surfrider Foundation*
- 21. Janice Burns, Resident*

The Chairman closed the public hearing and the Board paused for a break at 3:10
pm. The meeting reconvened at 3:20 pm.

After discussion by the Board, a motion was made to adopt the proposed permit and time schedule order with the following modifications:

- 1. Revising the term of the permit to three years.*
- 2. Establish limits for phosphate of 3 million grams per liter (mg/L), for the annual average and 6 mg/L for the daily maximum.*
- 3. Extend the prohibition against discharging into Malibu Creek to the period May 1 - November 1.*

MOTION: By Mr. Vernon, seconded by Lyon and approved on a roll call vote.

Information Items

11. Board Member Communications.

The Board discussed the status of the form distributed in September for improving interaction with staff. Chairman Coe reminded the Board to return the completed form to Dennis Dickerson. The Board directed staff to resubmit the form to them.

12. Report of Task Committee on Conducting More Effective Board Meetings.

Task Committee members Craven and Condie gave a progress report updating the Board on the status of the draft meeting procedure report developed by the Committee and distributed to the Board for review. Legal counsel Jorge Leon informed the Board that the report cannot be adopted by the Board as a policy document but can be used as an unadopted procedures document. The Board asked legal counsel to confirm this and report back to the Committee.

13. Executive Officer's Report.

Dennis Dickerson presented the Executive Officer's Report which was distributed at the meeting.

14. Closed Session.

There was a closed session to consider litigation in matters involving the City of Claremont and the City of Long Beach..

15. Adjournment at 5:15 p.m. to the Regular Board meeting of December 8, 1997 at 9:00 a.m., City of Pasadena, Richard H. Chambers U.S. Court of Appeals Building, 125 S. Grand Ave.

MOTION: By Craven, seconded by Vernon and approved on a voice vote.